11-08-04

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail, Airbill No. ED 277037095 US, in an envelope addressed to: MS Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450, on the date shown below

Docket No.: JJJ-P06-504

(PATENT)

NOV 0 5 2004

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

in re Patent Application of:

Rueger et al.

Confirmation No.: 2132

Application No.: 08/937756

Art Unit: 1647

Filed: September 25, 1997

Examiner: S. Turner

For: MORPHOGEN-INDUCED NERVE

Date: November 5, 2004

REGENERATION AND REPAIR

AMENDMENT IN RESPONSE TO NON-FINAL OFFICE ACTION

MS Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

INTRODUCTORY COMMENTS

The United States Patent and Trademark Office issued a non-final Office Action dated July 7, 2004, a response to which was due on October 7, 2004. Applicants are concurrently requesting a one-month extension. Accordingly, the deadline for filing a response is now Monday, November 8, 2004. Therefore, this response is being timely filed.

Please amend the above-identified U.S. patent application as follows:

Amendments to the Claims are reflected in the listing of claims which begins on page 2 of this paper.

Remarks/Arguments begin on page 4 of this paper.